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Paper No. 9

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CANADA

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**JUL 15 2004**

**OFFICE OF PETITIONS**

In re Application of :  
Savard et al. :  
Application No. 09/988,475 :  
Filed: November 20, 2001 : ON PETITION  
Title of Invention: :  
MANEUVERABLE AND ADJUSTABLE :  
LAWN MOWER HAVING AN EDGING- :  
TRIMMING UNIT :

This is a decision on the Request for Reconsideration of  
Petition under 37 CFR 1.137, filed June 24, 2004, to revive the  
above-identified application. The petition is properly treated  
as a petition under 37 CFR 1.137(a).

This Petition is hereby granted.

The above-identified application became abandoned for failure to  
timely reply to the non-final Office action, mailed January 15,  
2003. The Notice set a statutory period for reply of three (3)  
months. Extensions of time under 37 CFR 1.136(a) were  
available. No reply having been received, the above-identified  
application became abandoned April 16, 2003. A Notice of  
Abandonment was mailed on September 11, 2003.

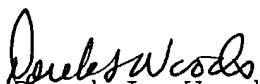
A petition to revive the application based upon an unavoidable  
delay, filed December 1, 2003, was dismissed by this Office in a  
Decision mailed December 17, 2003, for failing to meet the  
requirements of a grantable petition under 37 CFR 1.137(a).

A Request for Reconsideration of Petition to revive the  
application based upon an unavoidable delay, filed April 16,  
2004, was dismissed by this Office in a Decision mailed April  
26, 2004, for failing to meet the requirements of a grantable  
petition under 37 CFR 1.137(a).

With the instant petition, Petitioner has satisfied the requirements of a grantable petition under 37 CFR 1.137(a). An Amendment in response to the January 15, 2003, Office accompanies this petition. Accordingly, the petition is granted.

This application is being forwarded to Technology Center Art Unit 3671 for processing of the Amendment, filed with the instant petition, in due course.

Telephone inquiries concerning this matter should be directed to the undersigned at (703) 305-0014.

  
Derek L. Woods  
Petitions Attorney  
Office of Petitions